Express Mail Label No.: EV054302698 US

Date of Deposit: May 8, 2002 Attorney Docket No. 15966-581 CIP

(Cura-81 CIP)

MAY 0 8 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Quinn et al.

SERIAL NUMBER: 09/996,015 EXAMINER: Not yet assigned

FILING DATE: November 28, 2001 ART UNIT: Not yet assigned

FOR: AORTIC CARBOXYPEPTIDASE-LIKE PROTEINS AND NUCLEIC ACIDS ENCODING

SAME

**BOX Missing Parts** 

Commissioner for Patents Washington, D.C. 20231

#### RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice To File Missing Parts, mailed January 8, 2002, in the above-referenced application, Applicants submit herewith the following:

- a copy of the Notice to File Missing Parts of Nonprovisional Application (2 pgs.);
- an executed Combined Declaration and Power of Attorney (4 pgs.);
- Substitute drawings in compliance with 37 C.F.R. § 1.84, Appendix C (28 pgs.);
- a computer readable form (CRF) copy of the Sequence Listing (1 disk);
- a paper copy of the Sequence Listing (51 pgs.);
- a statement in support of the CRF, in compliance with 37 C.F.R. §§ 1.821-1.825 (1 pg.);
- a Preliminary Amendment, including a marked-up version (Appendix A) and proposed amendments to drawings showing changes in red (Appendix B) (5 pgs.); and
- payment of the \$130.00 surcharge for late filing (Check No. 12676).

Applicants also enclose herewith a petition for a two-month extension of time pursuant to 37 C.F.R. §1.136(a) and Check No. 12677 in the amount of \$400.00, as required by 37 C.F.R. §1.17(a)(1). With this extension of time, the present Response is due on or before May 8, 2002. Applicants believe that no additional fees are due with this filing. However, the Commissioner is hereby authorized to charge any additional fees due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 15966-581 CIP (Cura-81 CIP).

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529

Attorneys for Applicants c/o MINTZ, LEVIN

One Financial Center

Boston, Massachusetts 02111

Tel: (617) 542-6000 Fax: (617) 542-2241

TRA 1656016v1

Dated: May 8, 2002

Attorney Docket No. 15966-584 CIP (Cura-81 CIP)

Express Mail Label No.: EV054302698 US Date of Deposit May 8/200

MAY 0 8 2002

THE UNETED STATES PATENT AND TRADEMARK OFFICE

**APPLICANTS:** 

Kerry E. Quinn et al.

SERIAL NUMBER:

09/996,015

**EXAMINER:** 

Not yet assigned

FILING DATE:

November 28, 2001

**ART UNIT:** 

Not yet assigned

For:

AORTIC CARBOXYPEPTIDASE-LIKE PROTEINS AND NUCLEIC ACIDS

**ENCODING SAME** 

# **BOX Missing Parts**

Commissioner for Patents Washington, D.C. 20231

### TRANSMITTAL LETTER

Enclosed herewith for filing in the above-identified non-provisional patent application are the following:

- Response to Notice to File Missing Parts of Nonprovisional Application (2 pgs.); 1.
- Copy of Notice to File Missing Parts of Nonprovisional Application (2 pgs.); 2.
- 3. Executed combined declaration and power of attorney (4 pgs.);
- Preliminary Amendment (3 pgs.), including marked-up version showing 4. amendments to the Specification (Appendix A) (1 pg.), proposed amendments to drawings in red (Appendix B) (5 pgs.), and substitute drawings in compliance with 37 C.F.R. § 1.84 (Appendix C) (28 pgs.);
- Computer Readable Form Copy of the "Sequence Listing" (1 diskette); 5.
- Paper Copy of the "Sequence Listing" (51 pgs.); 5.
- Statement in Support of Computer Readable Form Submission Under 37 C.F.R. 6. § 1.821(f) (1 pg.)
- 7. Petition for a two-month Extension of Time (1 pg.);
- 8. Check No. 12676 in the amount of \$130;
- 9. Check No. 12677 in the amount of \$400.00; and
- 10. Return postcard.

i nafir H | inu | , , , , 1.5 The Commissioner is hereby authorized to charge any additional fee that may be due, or to credit any overpayment, to Deposit Account No. 50-0311, Reference No. 15966-581 CIP (Cura-81 CIP). A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

10 No. 39,529 Twor R. Elriff, Reg. No. 39,529

Attorney for Applicant

c/o MINTZ, LEVIN, COHN, FERRIS, GLOVSKY & POPEO, P.C.

One Financial Center

Boston, Massachusetts 02111

Tel: (617) 542-6000 Fax: (617) 542-2241

Dated: May 8, 2002

TRA 1665453v1

# United States Patent and Trademark Office

MAY 0 8 2002

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE Washington, D.C. 2023! www.uspto.gov

ATTORNEY DOCKET NUMBER

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

15966-581CIP (Cura 81CIP)

09/996,015

19/28/2001

Kerry E. Quinn

**CONFIRMATION NO. 2939** 

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY and POPEO, P.C. One Financial Center Boston, MA 02111

\*OC000000007278997\*

FORMALITIES LETTER

Date Mailed: 01/08/2002

#### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

"An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - a drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention 😹 is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May& 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published & 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial compute readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable RAHT 00000055 09996015

05/13/2002 RMEBRAHT 00000055 09996015

form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE